

AMENDED  
APPLICATION FOR PERMIT

Serial No. 3176

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office NOV. 18 1914  
Returned to applicant for correction NOV. 28, 1914  
Corrected application filed JAN. 16, 1915.

The undersigned Burt Via  
Name of applicant.  
of Austin, County of Lander,  
State of Nevada; hereby make s application for  
permission to appropriate the public waters of the State of Nevada,  
as hereinafter stated. (If applicant is a corporation give date and  
place of incorporation.)

1. The source of the proposed appropriation is Kelly Creek,  
Name of stream, lake, or other source.
2. The amount of water applied for is 1.6 second-feet.  
One second-foot equals 40 miners' inches.
3. The water to be used for Irrigation & domestic uses.  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following  
point: according to Forest Reserve Survey, it is in the SW $\frac{1}{4}$  of  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.  
the NE $\frac{1}{4}$ , Sec. 22, T. 18 N.R. 48 E., approx.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is 160
- (b) Description of land to be irrigated about 30 acres more or  
Describe by legal subdivision, or if on unsurveyed land it  
less of bottom land & the balance bench. This is approx or as  
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.  
near as I can estimate without a survey of each. This water is  
to be carried from the main stream by one ditch then irrigation  
ditches or feeders to the cultivated land.
- (c) Irrigation will begin about April and end about  
Month.  
October, ie. the months, of each year.  
Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE  
FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horse power.
- (e) Works to be located \_\_\_\_\_  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream Not to be returned to  
Describe in same manner as point of diversion.  
stream.
- (g) Remarks I can't very well afford to have this survey made this  
winter, but am willing & will have it made as soon as I can. The  
snow is very bad at present & it would cause to much expense this  
winter. Hoping this is satisfactory to give me some title to the  
water & to hear from you in the future, I remain, Yours very truly,  
Burt Via.  
I don't receive mail very regular so kindly over look tardiness.

## DESCRIPTION OF PROPOSED WORKS

To be diverted from the stream by dams, not to exceed three and a State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water main ditch. To be taken from main ditch by sub ditches and is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions. laterals.

5. Estimated cost of works Approx., as near as I can say \$250.
6. Estimated time required to construct works 60 days, April 1 to June 1st.
7. Remarks This work is to be done by myself and a team so I can't say exactly what the actual cost is.

For use of applicant.

BURT VIA, Applicant.

By

Compared

This sheet inspected

, Engineer.

## APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the source.

A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water herein granted at all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed One & 6/10 cubic feet per second. (1.6)

Actual construction work shall begin on or before March 24, 1916.

Proof of commencement of work shall be filed before April 24, 1916.

Work must be prosecuted with reasonable diligence and be completed on or before May 24, 1916.

Application of water to beneficial use shall be made on or before September 24, 1920. Proof of the application of water to beneficial use must be filed with State Engineer on or before October 24, 1920.

Proof of labor filed MAR 31 1916

WITNESS MY HAND AND SEAL this 24th day

Proof of completion of work filed MAY 11 1917

of September, 1915.

Cancelled Dec 15, 1920 because of failure of applicant to comply with provisions of permit.

State Engineer.